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COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/904,698	07/13/2001	Charles S.H. Young	0575/62531-A/JPW/ADM

CONFIRMATION NO. 4755
FORMALITIES LETTER



OC000000006489755

Cooper & Dunham LLP
1185 Avenue of the Americas
New York, NY 10036

Date Mailed: 08/29/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

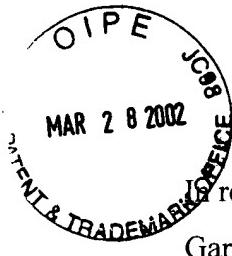
*A copy of this notice **MUST** be returned with the reply.*

Feb 10
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

02/23/2002 HNDR1 00000090 09904698
168.00 00
65.00 00
02 FC:202
02 FC:205



MP 44

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Gary Ketner

Serial No. 09/904,698

Examiner (not assigned)

Filed July 13, 2001

Art Unit 1646

For USE OF GENE PRODUCT OF ADENOVIRUS EARLY REGION 4 ORF-6
TO INHIBIT REPAIR OF DOUBLE-STRAND BREAKS IN DNAAssistant Commissioner of Patents
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS

Dear Sir:

In response to the notice to file missing parts mailed August 29, 2001, the following are included herewith:

- 1) A copy of the Notice to File Missing Parts of Nonprovisional Application;
- 2) A petition for a five month extension of time;
- 3) A petition to correct inventorship under 37 C.F.R. 1.48(f);
- 4) An executed declaration and power of attorney form;
- 5) An executed assignment document;
- 6) A change of correspondence address document;
- 7) A preliminary amendment which amends the claims to include seven (7) independent claims and thirteen (13) total claims; and
- 8) A check in the amount of \$1383.00 to satisfy the surcharge fee, the extension of time fee, the petition fee, the assignment recordation fee, and the fees for additional independent claims.

Please charge any deficiency in fees and credit any excess in fees to attorney's deposit account 50-2041 (Whitham, Curtis & Christofferson P.C.).

The application should now be complete. Please proceed to examination on

the merits.

Respectfully submitted,



Michael E. Whitham
Reg. No. 32,635



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